

1 BILL NO. G-79-06- 35

2 GENERAL ORDINANCE NO. G-

Wilderness

3 AN ORDINANCE AMENDING ARTICLE II
4 CHAPTER 27 AND ADDING ARTICLE III
5 CHAPTER 27, SECTION 27-33 OF THE
6 CODE OF THE CITY OF FORT WAYNE OF
7 1974.

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
9 INDIANA:

10 SECTION 1. That Sections 27-11, 27-12, 27-13, 27-14, 27-15, 27-16,
11 27-17, 27-18, 27-19, 27-20 and 27-21 be repealed and the following Sections
12 shall be substituted therefor, and that Section 27-33 be added as follows:

13 Section 27-11. "Pool" defined.

14 "Pool" as used in this article shall be any constructed pool or
15 portable private pool, used for swimming, wading or bathing, over twenty-four
16 inches in depth of water or with a top water surface area exceeding two
17 hundred and fifty square feet and which is used or intended to be used as a
18 pool in connection with a family dwelling unit and is available only to the
19 family of the householder and his private guests. (Ord. G-61, Sec. 2).

20 Section 27-12. Applicability of Chapter - Portable Pools.

21 All portable pools of less than twenty-four inches in depth of
22 water or less than two hundred and fifty square feet of top water surface
23 area shall be exempt from the requirements of this chapter; provided, that
24 a responsible person shall be in attendance when the pool is in use; at all
25 other times the pool shall be empty of water or adequately protected to prevent
26 accidental entry. (Ord. G-61, Sec. 10.)

27 Section 27-13. Same - Existing Pools.

28 Pools existing as of May 10, 1961 shall comply with sections 27-12,
29 27-19 and 27-21 of this chapter. (Ord. G-61, Sec. 11; Ord. G-10-64, Sec. 2.)

30 Section 27-14. Repealed.

31 Section 27-15. Location to comply with Chapter 33.

32 No pool shall be constructed or installed unless it complies with
all the requirements as applied to all accessory uses as set forth in Chapter
33 of this Code. (Ord. G-61, Sec. 3.)

Section 27-16. Fences required; gates or doors to be self-latching.

(a) Every pool shall be completely surrounded by a fence or wall
not less than four feet in height, which shall be so constructed as not to
have openings, holes or gaps larger than four inches in any dimension, except
for doors and gates; and if a picket, board or other like fence is erected or
maintained, the distance between members thereof shall not exceed four inches.
A dwelling house or accessory building may be used as part of such enclosure.

(b) All gates or doors opening through such enclosure shall be
equipped with a self-closing and self-latching device for keeping the gate
or door securely closed and locked at all times when not in actual use, except
that the door of any dwelling which forms a part of the enclosure need not
be so equipped. (Ord. G-61 Sec. 5.)

1 Section 27-17. Repealed.

2 Section 27-18. Repealed.

3 Section 27-19. Water Supply.

4 Cross connection between the piping system of a private swimming
5 pool and a portable water system is prohibited. If water for any pool is
6 supplied from a portable water system, the inlet or fill pipe shall be located
7 at least six inches above the overflow level of such pool. (Ord. G-61, Sec. 8.)

8 Section 27-20. Repealed.

9 Section 27-21. Enforcement of Article.

10 It shall be the duty of the building commissioner to enforce the
11 provisions of this article. They may enter premises for the purpose of deter-
12 mining compliance therewith. (Ord. G-61, Sec. 12.)

13 Section 27-33. Severability.


14 Should any section, paragraph, sentence, clause or phrase of Sections
15 27-11 to 27-32 be adjudged invalid or unconstitutional for any reason, the
16 remainder of such Sections shall not be affected thereby.

17 SECTION 2. This Ordinance shall be in full force and effect after
18 its passage, approval by the Mayor and legal publication thereof.

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Councilman

APPROVED AS TO
FORM & LEGALITY


William N. Salin, City Attorney

Read the first time in full and on motion by _____,
seconded by _____, and duly adopted, read the second time
by title and referred to the Committee _____ (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on _____, the _____ day of
_____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: _____

CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by _____,
seconded by _____, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	_____	_____	_____	_____	_____
<u>BRADBURY</u>	_____	_____	_____	_____	_____
<u>BURNS</u>	_____	_____	_____	_____	_____
<u>EISBART</u>	_____	_____	_____	_____	_____
<u>GLAQUINTA</u>	_____	_____	_____	_____	_____
<u>SCHMIDT</u>	_____	_____	_____	_____	_____
<u>SCHOMBURG</u>	_____	_____	_____	_____	_____
<u>SCRUGGS</u>	_____	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	_____	_____

DATE: _____

CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)
(APPROPRIATION) ORDINANCE (RESOLUTION) NO. _____
on the _____ day of _____, 19____.

ATTEST:

(SEAL)

CHARLES W. WESTERMAN - CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the _____ day of _____, 19____, at the hour of
_____ o'clock _____ M., E.S.T.

CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this _____ day of _____
19____, at the hour of _____ o'clock _____ M., E.S.T.

WIN MOSES, JR. - MAYOR

Read the first time in full and on motion by Nuckols, seconded by Nuckols, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.
DATE: 6-26-79 Charles W. Wisterman
CITY CLERK

Read the third time in full and on motion by _____, seconded by _____, and duly adopted, placed on its passage.
PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	_____	_____	_____	_____	_____
<u>BURNS</u>	_____	_____	_____	_____	_____
<u>HINGA</u>	_____	_____	_____	_____	_____
<u>HUNTER</u>	_____	_____	_____	_____	_____
<u>MOSES</u>	_____	_____	_____	_____	_____
<u>NUCKOLS</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	_____	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	_____	_____

DATE: _____

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE
(RESOLUTION) No. _____ on the _____ day of _____, 19____.
ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19____, at the hour of _____ o'clock _____ M., E.S.T.

CITY CLERK

Approved and signed by me this _____ day of _____, 19____ at the hour of _____ o'clock _____ M., E.S.T.

MAYOR

BILL NO. G-79-06-35

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN
ORDINANCE AMENDING ARTICLE II CHAPTER 27 AND ADDING ARTICLE III
CHAPTER 27, SECTION 27-33 OF THE CODE OF THE CITY OF FORT WAYNE
OF 1974

Withdrew

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE PASS.

BEN A. EISBART, CHAIRMAN

JANET G. BRADBURY, VICE CHAIRMAN

PAUL M. BURNS

VICTURE L. SCRUGGS

ROY J. SCHOMBURG

12-28-82
CONCURRED IN
DATE CH. WESTERMAN, CITY CLERK

HOLD
~~2/1/79~~
~~2/1/79~~

Bill No. G-79-06-35

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
AMENDING ARTICLE II CHAPTER 27 AN ADDING ARTICLE III CHAPTER 27,
SECTION 27-33 OF THE CODE OF THE CITY OF FORT WAYNE OF 1974

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance ~~has~~ PASS.

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

[Signature]

Memorandum

To Troy Yoeman - Building Department Date 7-5-79
From Charles W. Westerman - City Clerk
Subject Appearance before Common Council

COPIES TO:

BILL NO. G-79-06-35

AN ORDINANCE AMENDING ARTICLE II
CHAPTER 27 AND ADDING ARTICLE III
CHAPTER 27, SECTION 27-33 OF THE
CODE OF THE CITY OF FORT WAYNE OF
1974

Common Council is respectfully requesting your appearance before them on July 10, 1979, Room 128 Common Council Conference Room, at 7:00 P.M. At this time the Council Members would like more information regarding the above attached ordinance.

Your cooperation in this matter will be greatly appreciated.